

S/N Unknown

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	HENKE	Examiner:	Unknown
Serial No.:	Unknown	Group Art Unit:	
Filed:	October 15, 2003	Docket No.:	1000.70USC1
Title:	SYSTEM AND METHOD FOR IDENTIFYING HAND TOOLS		

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CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 036303842 US

Date of Deposit: October 15 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, Mail Stop PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

Teresa Anderson

Name: Teresa Anderson

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(d), a copy of each document or other information listed on the enclosed Form 1449 is not provided because it was previously cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 09/476,710 filed on December 30, 1999.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.



Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
Telephone: (612) 332-5300

October 15, 2003  
Date

James A. Larson  
James A. Larson  
Reg. No. 40,443  
JAL:tlh

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 1000.70-USC-C1	Application Number: Unknown
	Applicant: David R. Henke	
	Filing Date: October 15, 2003	Group Art Unit:

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	US 1,984,839	12-1934	Murray				
	US 2,175,481	10-1939	Padulo				
	US 2,187,192	01-1940	Albrecht				
	US 2,202,253	05-1940	Hiatt				
	US 3,804,238	04-1974	Howard				
	US 4,321,040	03-1982	Miller et al.				
	US 4,671,916	06-1987	Hamas				
	US 4,709,697	12-1987	Muller				
	US 4,859,183	08-1989	Martin, Howard				
	US 4,882,868	11-1989	Linden				
	US 4,936,170	06-1990	Zumeta				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
		1998 Hyde Catalogue; Hyde Manufacturing Company, New Items, p. 1-3, 5-10					
		EMBEE Corporation Catalogue, p. 2-6, 1996					
		CIVORD Tools Catalogue, CIVORD Industrial Corporation, 4 pages, 1998					
		Stanley Goldblatt Industrial Tools Catalogue, Stanley Porto Industrial Tools; T-10996SG, pp. 3-4, 3-4 and 3-6, 1996					

**23552**

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

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U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	US 4,959,067	09-1990	Muller				
	US 4,969,231	11-1990	Mader et al.				
	US 4,982,627	01-1991	Johnson				
	US 5,498,158	03-1996	Wong				
	US 5,542,144	08-1996	Forsline				
	US 5,573,529	11-1996	Haak et al.				
	US 5,653,590	08-1997	Heath et al.				
	US 5,855,479	01-1999	Wong et al.				
	US 5,906,629	05-1999	Oren et al.				
	US D411,428	06-1999	Scott, David Bradshaw				
	US 5,956,799	09-1999	Panaccione et al.				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
		Red Devil Catalogue, I-3054, 8/98, p. 2, 3, 6, 7, 9, 10					
		Richard Catalogue, IMPEX Can America, 6 pages, Catalogue E-40, 1991-1992					
		Goodell, Inc. 1993 Catalogue, 693-1, p. 2-4, 7					
		Article entitled "Tools to Guarantee Your Success," <u>Paint &amp; Redecorating Retailer</u> , vol. 38, no. 2, pages 45-49, February 2001					
		Article entitled "Trends in Tools: Comfort, Convenience & Color Are All the Rage in the Tool Market," <u>Paint &amp; Decorating Retailer</u> , vol. 38, no. 11, pages 43, 44, 46, 48, and 50, November 2001.					

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	US 6,094,781	08-2000	Jansson et al.			
	US 6,193,515	02-2001	Rahman			
	US 6,195,830	03-2001	Bruschi, Mario			
	US 6,230,366	05-2001	Lin			
	US 6,257,098	07-2001	Cirone			
	US 6,295,903	10-2001	Tipper et al.			
	US 6,332,233	12-2001	Prouix, Genevieve C.			

  

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

  

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